

1 GLYNN & FINLEY, LLP
2 CLEMENT L. GLYNN, Bar No. 57117
3 ADAM FRIEDENBERG, Bar No. 205778
4 JONATHAN A. ELDREDGE, Bar No. 238559
5 One Walnut Creek Center
6 100 Pringle Avenue, Suite 500
7 Walnut Creek, CA 94596
8 Telephone: (925) 210-2800
9 Facsimile: (925) 945-1975
10 cglynn@glynnfinley.com
11 afriedenberg@glynnfinley.com
12 jeldredge@glynnfinley.com
13

14 Attorneys for Defendant
15 ConocoPhillips Company

16
17 LAW OFFICE OF ANTHONY J. SPERBER
18 ANTHONY J. SPERBER, Bar No. 197962
19 1808 Sixth Street
20 Berkeley, CA 94710-2003
21 Telephone: (510) 845-8844
22 Facsimile: (510) 845-1998
23 anthony@sperberlaw.com
24

25 Attorney for Plaintiffs Charles Davidson and
26 CD & PWS Enterprises, Inc.

27

28 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

29

30 CHARLES DAVIDSON and CD & PWS
31 ENTERPRISES, INC.,

32 Plaintiffs,

33

34 vs.

35

36 CONOCOPHILLIPS COMPANY and DOES
37 1 through 100,

38

39 Defendants.

40

41

42

43

44

45

46

47

48

Case No. C 08-01756 BZ

**JOINT MOTION OF PLAINTIFFS AND
DEFENDANT TO CONTINUE
MEDIATION DEADLINE**

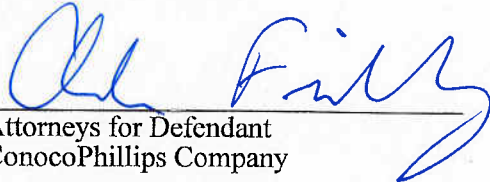
Judge: Hon. Bernard Zimmerman

1 Last week, the parties participated in a telephone conference with Robert Ebe, the court-
 2 appointed mediator in this case. In light of the Court-ordered October 24, 2008 mediation
 3 deadline, and various scheduling conflicts of the mediator and the parties and their counsel, the
 4 parties have scheduled the mediation for October 10, 2008. However, the parties do not believe
 5 that mediating on October 10 will permit sufficient time to conduct necessary pre-mediation
 6 discovery. Specifically, Defendant believes that it will not be possible to complete all necessary
 7 document discovery, depositions and financial discovery and analysis relevant to Plaintiffs'
 8 damage claim prior to the current mediation date. Plaintiffs also intend to take certain pre-
 9 mediation discovery.

10 Accordingly, the parties request that the Court extend the current mediation deadline by
 11 60 days, to December 24, 2008. Should the Court grant this request, the parties have tentatively
 12 agreed to reschedule the mediation for December 5, 2008.

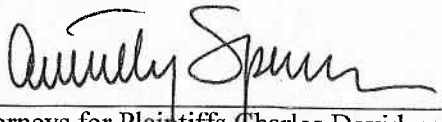
13 Dated: September 5, 2008

14 GLYNN & FINLEY, LLP
 15 CLEMENT L. GLYNN
 16 ADAM FRIEDENBERG
 17 JONATHAN A. ELDREDGE
 18 One Walnut Creek Center
 19 100 Pringle Avenue, Suite 500
 20 Walnut Creek, CA 94596

21 By: 
 22 Attorneys for Defendant
 23 ConocoPhillips Company

24 Dated: September 5, 2008

25 LAW OFFICE OF ANTHONY J. SPERBER
 26 ANTHONY J. SPERBER
 27 1808 Sixth Street
 28 Berkeley, CA 94710

By: 
 Attorneys for Plaintiffs Charles Davidson
 and CD & PWS Enterprises, Inc.